IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO. 2163 OF 2005

V.S. Metal, a Partnership Firm ..Plaintiffs.

Versus

Sical Yamatake Ltd., ..Defendants.

Mr.H.V. Chande for the Plaintiffs.

None for the Defendants.

CORAM : S. J. VAZIFDAR, J.

DATED : 16TH NOVEMBER,2005.

P.C.:

1. The suit is filed to recover the price of the goods sold and delivered by the plaintiffs to the defendants. On behalf of the plaintiffs a compilation of document is tendered. The same is taken on record and marked Exh.‘A’ Collectively.

2. The goods were sold by the plaintiff to the defendants pursuant to the purchase orders placed by the defendants on the plaintiffs. The plaintiffs

raised the necessary invoices in respect of the said sale.

3. The defendants acknowledged the receipt of the goods on the consignment notes. Admittedly, the amount have not been paid by the defendants to the plaintiffs. There is nothing on the record that militates against the plaintiffs' claim.

4. In the circumstances, the suit is decreed as prayed.

5. Refund as per rules.

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